

SUMMARY STATEMENT

Union Bank v. JV, LLC, Docket No. 42479

In an appeal from Bonner County, the Supreme Court affirmed the district court's grant of summary judgment in favor of Union Bank, N.A., in a mortgage priority dispute with JV, LLC. The Court determined that the pleadings contained a material issue that precluded judgment on the pleadings and that JV had waived a number of its claimed errors on summary judgment by not providing the Court with argument and authority to support its assignments of error. Further, the Court found that JV's procedural due process claims were meritless and not supported by the record. The Court awarded Union Bank attorney fees under Idaho Code section 12-120(3) and costs on appeal as the prevailing party.